FN200006918拒絶理由通知書.txt

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特許出願の番号 特願2000-348119

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田内 幸治 鈴木 誠(外 1名) 特許庁審査官 3355 5100 特許出願人代理人

第29条第2項 適用条文

この出願は、次の理由によって拒絶をすべきものです。これについて意見がありましたら、この通知書の発送の日から60日以内に意見書を提出してくだ

理

A. この出願の下記の請求項に係る発明は、その出願前日本国内又は外国において頒布された下記の刊行物に記載された発明又は電気通信回線を通じて公衆に利用可能となった発明に基いて、その出願前にその発明の属する技術の分野における通常の知識を有する者が容易に発明をすることができたものであるから、特許法第29条第2項の規定により特許を受けることができない。

(引用文献等については引用文献等一覧参照)

(1)請求項:1~15 引用文献:1~5

備考:

引用文献1には、たとえば、第19、30段落に、監視プロセス12は、開始終了、状態変化、入力操作に関するイベント情報を、通信中のアプリケーショナイス1から随時取得し、これらのイベント情報をで、通信中のアプリケー名は、1から随時取得し、これらのイベント情報に基づいて、時刻とともに記憶するでは、一方の大学を開始とと、上では、100円では、1

この拒絶理由通知書中で指摘した拒絶の理由以外については、現時点では、 絶の理由を発見しない。拒絶の理由が新たに発見された場合には拒絶の理由が通 知される。

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- 1. 特開平10-326245号公報 2. 憂鬱なプログラマのためのオブジェクト指向開発講座, DDJ DDJ, 日本, 株式会社翔泳社, 1997年 2月 1日, 第6巻第2号, P.113-P.127 3. 特開平8-153022号公報 4. 特開平9-91179号公報 5. 特開平10-91556号公報 (注) 注意又は初め第の制限により、提示した非特殊文献の一部又は全てが送る

(注)法律又は契約等の制限により、提示した非特許文献の一部又は全てが送付されない場合があります。

・調査した分野

先行技術文献調査結果の記録 IPC GO6F 11/30-11/34 GO6F 13/00

この先行技術文献調査結果の記録は、拒絶理由を構成するものではない。

この拒絶理由通知の内容に関するお問い合わせ、または、面接の希望がござい ましたら、下記までご連絡ください。

> 特許審査第四部インターフェイス(転送制御) 田内 幸治 Tel 03-3581-1101 (内)3565 FAX03-3580-6907 田内 幸治

Reference No. 0006918 Dispatch No. 373036

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Notification of Reason for Refusal

Patent Application No.
Drafting Date
JPO Examiner
Agent for Applicant
Applied Provision

June 9, 2008

Koji TAUCH 3355 5100

Makoto SUZUKI (one other)

Patent Law Section 29(2)

This application should be refused for the reason mentioned below. If the applicant has any argument against the reason, such argument should be submitted within 60 days from the date on which this notification was dispatched.

Reason

This invention in the claims listed below of the subject application is unpatentable under the provision of Japanese Patent Law Section 29(2) since it could have been easily made by persons who have common knowledge in the technical field to which the invention pertains, on the basis of the inventions described in the publications listed below which were distributed in Japan or other countries, or inventions that became public through electrical communication, prior to the filing of the subject application.

Claims 1 to 15

- · Cited Documents 1 to 5
- · Remarks

In the cited document 1, for example, paragraph 19 and 30 describe as follows:

A monitoring process 12 at anytime acquires event

information concerning start and finish, changes in state, and input operation information from application 11 with which the monitoring process communicates. Based on that event information, it further acquires data including a used service name, a time period during which a service is used, and a means to access a service, and stores the data with time. The monitoring process 12 can measure detailed usage conditions (usage condition data) that include user input operation and screen display state using a calculation center server 30. The monitoring process 12 further starts application, and the application 11 measures the usage condition data. The monitoring process 12 adds user ID to the usage condition data measured by the application 11 and sends the usage condition data to the calculation center server 30.

It is to be noted that, preparing an abstractive class, and defining specific process in derivative class which are described in document 2, for example, in pages 126 and 127 are known technologies. Therefore, a person skilled in the art can easily configure the system so that an abstractive class is prepared for each of encoding and decoding; and specific encoding processing to store the event information and specific decoding processing to readout the event information from a storage means and to transmit the information are respectively defined in its derivative class, in the invention described in document 1,

Further, regarding claims 3, 4, 10 and 11, a technology that stores the operation record in an image forming apparatus such as a fax machine is described in cited document 3, for example in paragraph 7. Therefore, a person skilled in the art can easily configure the system so that the invention described in cited document 1 can be embodied as an information terminal that record the operation records and transmits it to the calculation center server and used in the image forming apparatus.

Regarding, claims 5, 6, 12, and 13, cited document 4, for example paragraph 13 and figure 13, and document 5, for example paragraph 43, describe transmitting the information about the operation record of the application at prescribed timing when the application is inactivated and a predetermined time period has elapsed. Therefore, a person skilled in the art can easily configure the system so that the invention described in cited document 1 can be embodied as a system that is configured to transmit the operation records at the timing when the application is used for a prescribed number of session and application finish time consist.

Moreover, regarding Claims 7 and 14, a person skilled in the art can easily conceive that the log is simply transmitted by E-mail.

Therefore, based on such disclosures by the cited document 1 through 5, a person skilled in the art can easily configure a system according to the inventions of the Claims 1 through 15.

No reason for refusal is found as of this writing for inventions according to claims other than as indicated in this Notification of Reasons for Refusal. When a new reason for refusal is found, the reason for refusal will be notified.

List of Cited Documents etc.

- 1. Japanese Unexamined Patent Application Publication No. 10-326245 110-326245
- 2. Lecture to develop oriented object for the atrabilious programmer DDJ Japan Syoei Inc February 1 1997
- 3. Japanese Unexamined Patent Application Publication No. $8-153022 = \frac{1}{3}$
- 4. Japanese Unexamined Patent Application Publication No.

9-91179 -

5. Japanese Unexamined Patent Application Publication No. $10-91556 \sim$

Record of the results of prior art search \cdot Fields searched IPC G06F 11/30-11/34 G06F 13/00

This record is not a part of the reason for refusal.

Any inquiries regarding this notification of reasons for refusal should be directed to:

Forth Examination Department,

Interface (Transfer Control) Koji KOUCHI

TEL. 03 (3581) 1101 Ext. 3565 FAX. 03 (3580) 6907